

1 A I did not draft this exhibit, no.

2 MR. GEOLLOT: I'm sorry. Now let's
3 clarify which exhibit you're talking about.

4 THE WITNESS: Exhibit 3.

5 MR. GEOLLOT: To the Reading
6 application?

7 THE WITNESS: To the Reading
8 application.

9 BY MR. COLE:

10 Q You did not draft that either, that
11 information was provided to you by
12 Mr. Parker?

13 A Correct.

14 MR. GEOLLOT: Well, just to clarify,
15 do you know who provided you the information?

16 THE WITNESS: No. I'm assuming --
17 I seem to recall that the client provided me
18 with the information.

19 BY MR. COLE:

20 Q Who else would have provided it to
21 you?

22 A No one else that I'm aware of.

1 Q Then, if I understand your
2 testimony, you assembled all of this material
3 into the format which is now in front of you
4 as Friedman Number 10 and caused it to be
5 filed with the FCC, correct?

6 A Yes.

7 Q In assembling the application did
8 you review any of the decisions which are
9 cited in Exhibit Number 3?

10 A I don't think I did.

11 Q Do you know whether anyone at
12 Sidley reviewed the decisions that are cited
13 in Exhibit Number 3 in connection with the
14 preparation of this application?

15 A I don't think so.

16 Q Were you the only person involved
17 in the preparation of the application at
18 Sidley?

19 A Clark Wadlow was also involved.

20 Q How was he involved?

21 A He was the supervisor attorney
22 partner.

1 Q I'm sorry. That's perfectly
2 responsive, but my question was not sharp
3 enough.

4 What precisely was his involvement
5 in terms of the preparation and filing of the
6 application?

7 A I don't remember.

8 Q Just to complete the process, on
9 Exhibit 4 to the Reading application, where
10 did you get that information from?

11 A Probably from the client.

12 Q Do you recall whether you drafted
13 this or whether you just used the client's
14 language as presented to you?

15 A I don't recall.

16 Q Finally, with Exhibit Number 5
17 where did you get the information included
18 there?

19 A I probably drafted that.

20 MR. GEOLOT: Just a point of
21 clarification, you had answered, and just so
22 that the record is clear, with respect to

1 Exhibit 2 I believe the question was asked
2 did you prepare that language. Just so that
3 record is clear, does the same qualification
4 that you put on with respect to Exhibit 3
5 and 4 apply to Exhibit 2?

6 THE WITNESS: Yes.

7 MR. GEOLOT: In that you did not
8 draft as an original matter this information;
9 is that correct?

10 THE WITNESS: That's correct.

11 BY MR. COLE:

12 Q Do you know who did draft it?

13 A No, I don't.

14 Q Do you know who drafted Exhibit
15 Number 3?

16 A No, I don't.

17 Q Go back if you could to Friedman
18 Number 9, which is the December 17 statement.

19 A Okay.

20 Q Am I correct that this reflects
21 that you began the preparation process no
22 later than November 1, 1991? In other words,

1 we don't know that she didn't start before,
2 but we know at least as of November 1, 1991
3 she was working on it?

4 A Yes.

5 Q Is that correct?

6 A Yes.

7 Q Is it also accurate to say that
8 your November time reflects a number of
9 entries, and you should feel free to count
10 them up if you want to be very precise, but I
11 believe 11/3/91 reflects prepare transfer
12 application, 11/4/91 prepare transfer
13 application, 11/5/91 prepare transfer
14 application, 11/6/91 teleconference with B.
15 Williamson re EEO section of transfer
16 application, review same, teleconference Mike
17 Parker status, that all of those entries and
18 any similar entries reflect your efforts to
19 prepare the 315 that we've been talking
20 about, the Reading 315?

21 MR. GEOLOT: Are you asking just on
22 the basis of looking at this document, not

1 independent recollection?

2 MR. COLE: That's correct. I'm
3 trying to check to see what the words say, if
4 I'm interpreting them correctly.

5 THE WITNESS: Yes.

6 BY MR. COLE:

7 Q By the way, who is B. Williamson?
8 Do you remember?

9 A I believe that was Barbara
10 Williamson and I think she worked for Mike
11 Parker.

12 Q At Station WTVE?

13 A I don't remember.

14 Q During the course of the
15 preparation of the application did you
16 provide copies of any draft of the
17 application to Mr. Parker?

18 A I don't recall.

19 Q Do you recall providing any copies
20 of a draft of the application to anybody else
21 at Reading Broadcasting, Inc.?

22 A I don't recall.

1 Q Can you describe for me how the
2 preparation process worked physically? How
3 did you do it? The information is coming in
4 to you from whatever sources, as you
5 described already. What then did you do to
6 put all of that into the package that is now
7 the application and physically have it
8 assembled and presumably back out to the
9 client at some point for signature?

10 A I'm not sure I understand.

11 Q This is purely a mechanical
12 question. I just want to know how. Did you
13 write it on to a blank form or gave it to a
14 secretary to type in? Did you prepare it all
15 in one afternoon? Did you prepare an exhibit
16 here and an exhibit there? Do you have any
17 recollection at all of the process that you
18 followed?

19 A With respect to this application I
20 don't recall specifically.

21 Q Look at your November time, which
22 is, I believe, Number 9. There is an entry

1 for you on 11/11/91, which reads, "Review,
2 revised stock interests; prepare transfer
3 application."

4 Do you have any recollection what
5 that was about?

6 A No, I don't.

7 Q If you look at the table in
8 the 315, which is at page six of the form,
9 Section II, Table 1, I guess, is entitled,
10 "Parties to Application." Do you see that?

11 A Yes.

12 Q Does that refresh your recollection
13 as to what you were looking at on 11/11/91
14 with respect to stock interests?

15 A No.

16 Q With respect to the stock interest
17 listed in this table, were you aware that as
18 of October 15th, 1991, the shareholders
19 listed in this table had already been issued
20 the stock which is shown in this table?

21 A No.

22 Q You'll agree with me, will you not,

1 that this table also identifies officers and
2 directors of the corporation?

3 A Yes.

4 Q Were you aware that on
5 October 30th, 1991, approximately two weeks
6 before the application was filed, there had
7 been changes in those officers and directors?

8 A No.

9 Q Going back to your November time,
10 the very last entry on the first page of the
11 diary, 11/12/91, am I correct that that
12 indicates that you had a telephone
13 conversation with Mr. Parker about the
14 transfer application?

15 A Yes.

16 Q Then it says, "Revise same."

17 Do you know what you discussed with
18 Mr. Parker about the transfer application in
19 that call?

20 A No, I don't.

21 Q Do you know whether the revision
22 that's referenced there had anything to do

1 with Mr. Parker's conversation with you?

2 A No, I don't.

3 Q The next entry, which is
4 November 13, indicates that you finalized
5 transfer application and exhibits; is that
6 correct?

7 A Yes.

8 Q What does that mean?

9 MR. GEOLOT: You're asking her what
10 her recollection is now as to what that
11 means?

12 THE WITNESS: I believe it is
13 putting everything in one package and getting
14 it ready to be filed.

15 BY MR. COLE:

16 Q It says the application was filed
17 on November 13, that would be consistent with
18 that, correct?

19 A Correct.

20 Q If you refer to the 315, and pick
21 any one of the two signature pages that were
22 filed with the application originally, I

1 don't know how we got three signature pages,
2 there are three signature pages, one on
3 page 12, one on page 13, one on page 14,
4 those are all dated November 12, 1991, aren't
5 they?

6 A Yes.

7 Q Let me go back to the entry at the
8 bottom of the first page of the attorney
9 diary, the 11/12/91 entry involving the
10 conversation with Mr. Parker about transfer
11 application.

12 A Yes.

13 Q Do you know whether Mr. Parker had
14 a copy of the draft at that point to review?

15 A I don't recall.

16 Q Again, refer, please, to the
17 signature page in Friedman Number 10, which
18 is the 315 that is dated November 12, does
19 that refresh your recollection at all as to
20 whether or not Mr. Parker had a copy of the
21 application, whether in final or draft form?

22 A No.

1 Q Do you recall what needed finalized
2 in the application after Mr. Parker signed it
3 on November 12?

4 A No.

5 Q Do you know whether he made any
6 revisions to the application on
7 November 13th?

8 A I don't recall.

9 Q With respect to Exhibit 3 in
10 the 315 that we see, it related to other
11 broadcast interests. Did you ever have
12 occasion to discuss the language of that
13 exhibit with anyone else?

14 A I don't remember.

15 Q Would it be accurate to say that,
16 at least with respect to Exhibit 3, you
17 relied on representations made to you by your
18 client in connection with the accuracy of the
19 contents of that exhibit?

20 A Yes.

21 Q Now, in the 11/13 entry it also
22 indicates that you drafted on 11/13 a local

1 public notice letter. Do you see that?

2 A Yes.

3 MR. COLE: Let me show you this,
4 which we'll mark as Friedman Number 11. Off
5 the record.

6 (Discussion off the record)

7 (Friedman Deposition Exhibit

8 No. 11 was marked for

9 identification.)

10 BY MR. COLE:

11 Q While, Ms. Friedman, is reviewing
12 this I'll describe it for the record. It's a
13 document three pages in length, the first two
14 pages of which appear to be a letter on
15 Sidley & Austin letterhead dated
16 November 14, 1991, addressed to Mr. Parker.
17 Ms. Friedman is that your signature on page
18 two?

19 A Yes, it is.

20 Q The third page is a "Statement of
21 Broadcast Notice" with the text of the
22 statement and then a schedule of when it was

1 to be broadcast with the dates left blank,
2 and this is Bates stamped 79 through 81. Are
3 you familiar with this letter?

4 A Yes.

5 Q Would you tell me what it was?

6 A It was a letter to Mike Parker
7 indicating that he needed to broadcast that
8 the application had been filed.

9 Q Included with this letter, if I'm
10 reading correctly the first paragraph, a copy
11 of application as filed; is that correct?

12 A Yes.

13 Q Gave him the contents of the public
14 notice to be broadcast in connection with the
15 application?

16 A Yes.

17 Q Did you draft that?

18 A I believe so, yes.

19 Q Where did you get the information
20 to be included in the public notice?

21 A From the application and I believe
22 the FCC rules sets out the language.

1 Q I believe so, too.

2 Did Mr. Parker ever advise you that
3 the information in the public notice which
4 you sent to him with this letter was
5 inaccurate in any respect?

6 A I don't recall. I don't think so.

7 MR. GEOLOT: Off the record.

8 (Discussion off the record)

9 BY MR. COLE:

10 Q Mr. Geolot has been an excellent
11 host and provided the court reporter with
12 water, which is good.

13 Ms. Friedman, let me give you a
14 document dated January 9, 1992. Do you have
15 that? I only two copies. Can you share one?

16 MR. GEOLOT: We need the sticker.

17 MR. COLE: We'll call this
18 Number 12.

19 (Friedman Deposition Exhibit
20 No. 12 was marked for
21 identification.)

22 MR. COLE: Mr. Hutton, I only have

1 one copy.

2 BY MR. COLE:

3 Q Can you take a look at it, see what
4 it is. I think my questions are pretty
5 straightforward. If I could have that back
6 just for purposes of asking you questions. I
7 apologize to all concerned.

8 MR. GEOLLOT: Why don't we just stop
9 and make copies.

10 (Discussion off the record)

11 BY MR. COLE:

12 Q Back on the record.

13 I've just distributed a document
14 which we numbered Friedman Number 12, which
15 is a letter dated January 9, 1999 on Sidley &
16 Austin letterhead addressed to Mr. Parker
17 from Mr. Wadlow accompanied by a one-page
18 bill dated January 9, 1992 addressed to
19 Mr. Parker, Reading Broadcast, Inc., which
20 is, in turn, is accompanied by a three-page
21 itemization of attorney time.

22 What I would like to do is have in

1 front of you both the Friedman 9 and
2 Friedman 12, that is the listing of your time
3 during November of 1991 and the listing of
4 time during December of '91. Do you have
5 those?

6 A Yes.

7 Q Have you reviewed those this
8 morning?

9 A Yes.

10 Q Is it accurate to say that those
11 statements reflect that after the 315 was
12 filed on November 13, 1991, you continued to
13 work to provide services with respect to the
14 application?

15 A Yes.

16 Q That continued both through
17 November and into December of 1991?

18 A Yes.

19 Q Could you describe what you're
20 ongoing work was that you were doing
21 post 11/13/1991 with respect to the
22 application?

1 MR. GEOLOT: Again, you're asking
2 her for independent recollection?

3 MR. COLE: Based on what she can
4 tell me from these entries.

5 THE WITNESS: I don't recall
6 anything beyond what is on the time sheet.

7 BY MR. COLE:

8 Q Do these statements, that is
9 Friedman Number 9 and Friedman Number 12,
10 also reflect during this period of time you
11 had multiple telephone conversations with
12 Mr. Parker?

13 A Yes.

14 Q Did those conversations, as
15 reflected in your time entries, concern 315
16 transfer application?

17 A Yes.

18 MR. GEOLOT: Again, you're
19 testifying based on --

20 THE WITNESS: From what's written
21 here.

22 MR. COLE: That's why I asked her,

1 yeah.

2 BY MR. COLE:

3 Q Do you recall whether in any of
4 those conversation Mr. Parker ever advised
5 you that the information in the application
6 was not completely accurate?

7 A I don't recall.

8 Q The 12/26 entry, do you see that
9 entry, refers to prepare opinion letter. Do
10 you see that?

11 A Yes.

12 Q Do you know what that opinion
13 letter was?

14 A No.

15 MR. COLE: Let me show you this.
16 Mark this as Friedman 13.

17 (Friedman Deposition Exhibit
18 No. 13 was marked for
19 identification.)

20 BY MR. COLE:

21 Q This is a three-page document in
22 the form of a letter dated December 31, 1991

1 on Sidley & Austin letterhead addressed to
2 Meridian Bank signed by Mr. Wadlow on behalf
3 of Sidley & Austin, Bates S&A 0138
4 through 0140. Are you familiar with this
5 document?

6 A Yes.

7 Q What is this document?

8 A It's an opinion letter.

9 Q What was the purpose of this
10 opinion letter?

11 A I don't remember.

12 Q Did you prepare this opinion
13 letter?

14 A I don't think so, no.

15 Q Were you involved in any way in the
16 preparation of this opinion letter?

17 A I don't remember.

18 Q Does reviewing this document that
19 we've identified as Friedman 13 refresh your
20 recollection at all with respect to the time
21 entries for you in December of 1991
22 concerning the opinion letter?

1 A No, it doesn't.

2 (Friedman Deposition Exhibit
3 No. 14 was marked for
4 identification.)

5 BY MR. COLE:

6 Q I now show you number 14, what
7 we'll identify as Friedman Number 14, which
8 is a letter dated February 17, 1992 on Sidley
9 & Austin letterhead from Mr. Wadlow to
10 Mr. Parker. Accompanying it is a one-page
11 bill dated February 17, '92 addressed to
12 Mr. Parker at Reading Broadcasting, Inc.,
13 which, in turn, is accompanied by a two-page
14 itemization of attorney time.

15 Let me refer you to the attorney
16 time entries, please, Ms. Friedman. Do these
17 entries also indicate to you that during the
18 period of January 1992 you were continuing to
19 be engaged in work relating to the transfer
20 application?

21 A Yes.

22 Q Does this time listing attached to

1 the February statement also reflect that
2 during the period of time of January 1992,
3 you had multiple telephone conversations with
4 Mr. Parker?

5 A It looks like there's one here.

6 Q Well, 1/89/2 is a PGF for teleconf
7 Parker.

8 A Yes.

9 Q Then there's a further one
10 at 1/17/92.

11 A Yes.

12 Q During those conversations with
13 Mr. Parker did he advise you that the
14 application needed to be amended in any way?

15 A I don't remember.

16 Q During those conversations did he
17 advise you that the information in the
18 application was not completely accurate?

19 A I don't remember.

20 MR. COLE: Well, you did amend
21 the 315 twice in 1992, and let me show you
22 those amendments so you have you them. We'll

1 call one Friedman Number 15.

2 (Friedman Deposition Exhibit
3 No. 15 was marked for
4 identification.)

5 BY MR. COLE:

6 Q I provide you a copy and Mr. Geolot
7 a copy and Mr. Hunton a copy.

8 This is a document dated
9 January 29, 1992, letter two pages in length.
10 Well, I take that back. It's a letter one
11 page in length, but I do not have the second
12 page of it, so do you recall this document at
13 all?

14 A No, I don't.

15 MR. COLE: Let me now show you this
16 one. We'll call this one Friedman Number 16.

17 (Friedman Deposition Exhibit
18 No. 16 was marked for
19 identification.)

20 BY MR. COLE:

21 Q Which is a letter two pages in
22 length, Sidley & Austin letterhead, addressed

1 to Donna Searcy, a secretary of the FCC, and
2 first before you go too much further, is that
3 your signature on page two?

4 A Yes.

5 Q Signed by Ms. Friedman and
6 accompanying is a one-page amendment signed
7 apparently by Mr. Parker and accompanying
8 that is a six-page order confirming debtor's
9 fourth amended plan of reorganization. Do
10 you recognize this document?

11 A No, I don't.

12 Q But you recognize your signature?

13 A I signed it, yes.

14 Q Do you recall preparing this
15 letter?

16 A I don't remember.

17 Q Do you recall submitting this to
18 the FCC?

19 A No.

20 Q Do you know why this was submitted
21 to the FCC?

22 A No, I don't.

1 Q Do you know whether you conferred
2 with Mr. Parker in connection with the
3 preparation of this amendment?

4 A I don't recall.

5 Q We'll mark number 17 a one-page
6 letter addressed to Donna Searcy at the FCC.
7 Is that your signature on that letter,
8 Ms. Friedman?

9 A Yes, it is.

10 (Friedman Deposition Exhibit
11 No. 17 was marked for
12 identification.)

13 BY MR. COLE:

14 Q We'll mark this as 17. It's one
15 page letter advising the FCC that on
16 March 12, 1992 the transfer of control with
17 respect to WYBR-TV was consummated. Do you
18 recall this letter?

19 A No, I don't.

20 Q That is your signature?

21 A Yes, sir.

22 Q Do you recall how you knew or how